



279

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

ARB-111-2026(O&M)

Date of Decision: 23.03.2026

M/S TILAK RAI CONTRACTOR

....Petitioner(s)

Versus

STATE OF HARYANA AND OTHERS

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Sagar Ratusaria, Advocate and
Ms. Sidhi Bansal, Advocate,
for the petitioner.

Mr. Chirag Wadhwa, DAG, Haryana.

JASGURPREET SINGH PURI, J. (Oral)

1. The present petition has been filed under Section 11(6) of the Arbitration and Conciliation Act, 1996 (hereinafter referred to as 'the Act') praying for appointment of a Sole Arbitrator.

2. Learned counsel appearing on behalf of the petitioner submitted that there is an agreement between the petitioner and the respondents vide Annexure P-2 which contains an arbitraiton clause at Clause 24.2, which provides that when the contract value is more than Rs. 2 crores and less than Rs. 10 crores, then a Sole Arbitrator shall be appointed in the event the dispute is not otherwise settled. He further submitted that the contract value in the present case falls within the aforesaid limit and since a dispute arose

between the parties, a notice was issued by the petitioner to the respondents



vide Annexure P-9 dated 17.01.2025 invoking the aforesaid arbitration clause and proposing the name of an Arbitrator. He submitted that no reply was filed by the respondents to the aforesaid notice and therefore, the present petition has been filed seeking appointment of an independent Arbitrator.

3. On the other hand, Mr. Chirag Wadhwa, learned DAG, Haryana has submitted that on instructions from Sh. Prakash Lal, XEN, PWD (B&R), Faridabad that the State has no objection in case any independent Sole Arbitrator is appointed by this Court in view of the fact that there is no dispute with regard to the existence of the aforesaid arbitration clause and the invocation thereof by way of issuance of notice vide Annexure P-9. He has however submitted that liberty may be granted to the respondents to raise all the legally permissible pleas available to them in accordance with law before the learned Arbitrator at an appropriate stage.

4. In view of the above, the present petition is allowed. Dr. Puneet Kaur Sekhon, Senior Advocate, resident of # 121, Sector-9B, Chandigarh, Mobile No.9878867773, E-mail ID: pks@sekhonlawassociates.com, is nominated as the Sole Arbitrator to adjudicate the dispute between the parties, subject to compliance of statutory provisions including Section 12 of the Act.

5. Liberty is granted to the respondents to take all the legally permissible pleas available to them in accordance with law before the learned Arbitrator at an appropriate stage.

6. Parties are directed to appear before the learned Arbitrator on date, time and place to be fixed and communicated by the learned Arbitrator at her convenience.



7. Fee shall be paid to the learned Arbitrator in accordance with the Fourth Schedule of the Arbitration Act, as amended.
8. Learned Arbitrator is also requested to complete the proceedings as per the time limit prescribed under Section 29-A of the Act.
9. A request letter alongwith a copy of the order be sent to Dr. Puneet Kaur Sekhon, Senior Advocate.

23.03.2026

(JASGURPREET SINGH PURI)

rakesh

JUDGE

Whether speaking	:	Yes/No
Whether reportable	:	Yes/No